

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

JAQUELINE COLLINS, On Behalf	§	
of XAVION COLLINS, a Minor; SHELIA	§	
LEXIS; ERIC MACKEY; individually and on	§	
Behalf of TOBIAS MACKEY, JOVANNA	§	CIVIL ACTION NO.
MACKEY AND TOBIAS MACKEY, JR.,	§	
Minors and the ESTATE OF TOBIAS	§	3:12-CV-2584-O-BD
MACKEY,	§	ECF
Plaintiffs,	§	
v.	§	
	§	
CITY OF DALLAS, TEXAS;	§	
CHIEF DAVID BROWN; and	§	
MATTHEW TATE	§	
Defendants.	§	

**DEFENDANT DAVID BROWN'S CONSENT TO REMOVAL**

TO THE HONORABLE COURT:

1.1 On 7 October 2011, Plaintiff Jaqueline Collins brought suit on behalf of Xavion Collins, a minor child, against the City of Dallas, Texas. Collins filed suit in the 160th Judicial District Court of Dallas County, Texas. (*See* ECF #2-1 at PageID 16, 21.)

1.2 On 19 July 2012 the state-court petition was amended to add other plaintiffs and defendants David Brown and Matthew Tate. (*Id.* at PageID 17.) The amended petition alleged federal question claims. (*See id.* at PageID 60-75.) The City of Dallas timely removed to this district court on 31 July 2012. (*See* Court's Docket; ECF #1-2.)

1.3 Unbeknownst to defendant City of Dallas, on 26 July 2012, Brown was served with citation and a copy of Plaintiffs' First Amended Petition by certified mail.

1.4 Defendant David Brown hereby agrees with the notice of removal previously filed by the City of Dallas, and consents to the removal of this action to federal court.

1.5 David Brown will file his answer on or before 16 August 2012.

Respectfully submitted,

THOMAS P. PERKINS, JR.  
Dallas City Attorney

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*Attorneys for Defendants*  
*City of Dallas, Texas and David Brown*

**CERTIFICATE OF SERVICE**

I hereby certify that on 3 August 2012, I electronically filed the foregoing document with the clerk of court for the U.S. District Court, Northern District of Texas, using the electronic case filing system of the court. The electronic case filing system sent a "Notice of Electronic Filing" to the following attorney of record who has consented in writing to accept this Notice as service of this document by electronic means:

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